

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION SEVEN**

In the Matter of:

NICHOLSON TERMINAL & DOCK
COMPANY,

Case 07-CA-187907

Respondent,

-and-

STEVE LAVENDER, an Individual,

Charging Party.

**RESPONDENT'S RESPONSE TO THE BOARD'S NOTICE TO SHOW CAUSE AND
MOTION TO SEVER AND REMAND ALLEGATIONS IN THE COMPLAINT TO
PROCESS A PENDING REQUEST TO WITHDRAW THOSE ASPECTS OF THE
CHARGE**

In response to the Board's Notice to Show Cause and Counsel for the General Counsel's Response to that Notice to Show Cause, Respondent concurs with General Counsel's Motion to Withdraw its Complaint, Paragraph 6. With that withdrawal, there is no reason to sever and remand any portion of the remaining Charge. The Board should rule on the legality of the two remaining rules at issue, the no strike rule and the moonlighting rule.

Respectfully submitted,

/s/ Steven H. Schwartz
Steven H. Schwartz (P41721)
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Date: March 26, 2020

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CERTIFICATE OF SERVICE

I hereby certify that on March 26, 2020, I electronically filed the foregoing Respondent's Response to the Board's Notice to Show Cause and Motion to Sever and Remand Allegations in the Complaint to Process a Pending Request to Withdraw Those Aspects of the Charge via the NLRB's efilings system to Roxanne L. Rothschild, Executive Secretary, Office of the Executive Secretary, National Labor Relations Board and electronically served a copy of same on the following parties at their email addresses listed below:

Renee D. McKinney, Board Attorney
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Steve Lavender
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/s/ Steven H. Schwartz
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Dated: March 26, 2020